Sectt. II-48—6,001—26-9-15.

(191) Department.

SERIES.

9

G.O. No.

2167

DATED

21-11-27

[Despatch Abstract.]

Fisheries — Kamalapuram tank — Bellary Dt. — prohibiting fishing — orders issued

C.F. 9-24,284-6-1-22.

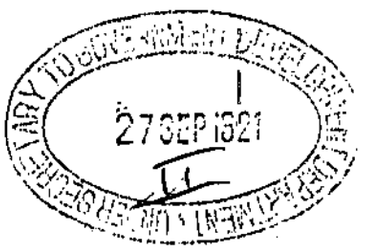
DEPARTMENT.

D. 2563-I
~~2559 II~~

Received ..... 192 . *Registered* 192

27.9.

Subject.



ENCLOSURES.
No. 5, 1 estimate
+1 plan
Spare copies .....

Ref.No. 1269 I/21-1

Station MADRAS, *Dated the* 23rd SEPTEMBER 1921

From (Name) JAMES HORNELL, ESQ., F.L.S., F.R.A.I.,

(Designation) DIRECTOR OF FISHERIES, MADRAS.

To The Secretary to the Government of Madras,

DEVELOPMENT Department.

Sir,

Tank Fisheries - Kamalapuram Tank - Bellary District.

I have the honour to forward a copy of letter P.R. No. 757-21 dated 12th September 1921 together with copies of correspondence that passed between the Assistant Director of Fisheries (Inland) and the Collector of Bellary on the subject of the lease of fisheries of the Kamalapuram tank. The fisheries of this tank were resumed by Government in G.O. No. 1686 Revenue dated 22nd July 1916 and the Bellary District Board was assigned a fixed compensation

pp 2-7 infra

(B)

of Rs500/- a year. It appears unreasonable that owing to the failure of the District Board to provide a suitable drinking water well for the inhabitants of the village the Government should lose a revenue of Rs1,120/- which the Assistant Director of Fisheries(Inland) estimates to be the annual yield of the fisheries. The District Board has been paid compensation for the loss of their rental and in any case they are not entitled to this compensation so long as the Fisheries Department are prevented from leasing the fisheries of the tank.

I have the honour to be,

Sir,

Your most obedient servant,

26.9.21

Director of Fisheries.

S.R.23-9-21.

Copy of letter No. P.R. 757/21 dated 12th September 1921, from the Assistant Director of Fisheries, Madras, to the Director of Fisheries, Madras.

I have the honour to forward copy of correspondence with the Collector of Bellary in respect of the lease of fisheries of the Kamalapuram tank.

(B)

2. Under G.O.No. 1686 Press Revenue, dated the 22nd July 1916, the proceeds from the fisheries of the Kamalapuram tank, situated near Hospet, Bellary District, was transferred to Provincial Revenues with effect from the commencement of the official year 1915-16, giving the Bellary District Board an annual compensation of Rs 500/-.

From that date the tank is being regularly stocked by this Department and the fishery auctioned. As the tank forms the chief source of water supply to the villagers, the fishery is auctioned subject to the condition that the fishery should not be conducted within 100 yards of the place where the villagers take water - vide enclosure No. 4 and also enclosure 2, (particulars) and paras (3) and (4) of enclosure 4 read in the G.O. quoted above. As a result of the systematic stocking operations the fishery is yielding on an average an annual rental of Rs 1,120/- or Rs 620/- above the compensation amount.

3. The Collector in his letter No. Ref. C.3179/20-A-6, dated the 23rd March 1921, reported that the residents of the village have presented a petition that the fishing makes the water muddy and that the condition of the fishery lease, viz.. that fishing should not be conducted within 100 yards of the place wher the villagers take water, is frequently infringed by the contractor and that fish are killed on the steps leading to the water margin. The Collector therefore is of opinion that the fishery should not be leased until a large well is provided for the villagers vide also Collector's letter No. 3179 A/6 of 20 dated 3-5-1921.

4. This is the first year, after acquisition in which the tank appears to have gone very low. If the limit of the 100 yards area been strictly enforced by the local Revenue Authorities, who lease the tank and control the fishing, there would probably have been no room for any complaint.

5. I inspected the tank with you in July last. From local enquiries I find that the public well attached to the new Choultry is brackish and another well some half a mile from the village is reported to contain Guinea worm. Besides these two public wells, there are a number

of private ones nearly all of which are said to be brackish and consequently not used. In view of this, if a new well is to be built, the villagers pray that it may be formed by a ring wall in the Kamalapuram tank close to the ramp where they at present take water. A small infiltration gallery appears to be necessary to ensure water supply in the well during the hot months. A plan and an estimate for a well prepared by my Assistant Inspector are appended. The cost comes to Rs 1,920/-.

6. As it is the duty of the District Board to provide suitable drinking water wells for the village, it is up to them to construct the proposed ~~will~~ well. Further in view of the compensation of Rs 600/- which Government pay to the District Board on behalf of the Fishery, any delay or neglect on the part of the District Board to provide a suitable drinking water source to the villagers will involve loss of revenue to Government-

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1.

Copy of letter No. Ref.C.3179/20 A.6. dated 23rd March 1921, from the Collector of Bellary, to the Assistant Director of Fisheries(Inland), Madras.

The sale of the right of fishing in the Kamalapuram tank, Hospet Taluk, was prohibited by me permanently in the year 1914 as it was the only drinking water supply in the village. But the sale was again ordered in the year 1915 on your recommendation contained in your letter No. 465 dated 25-8-21 subject to the conditions that fishing should not be carried on within 100 yards of the place where the villagers take water. Now the residents of the village have presented petitions that the fishing makes the water muddy and that the above condition is frequently infringed by the contractor who is reported to

be killing the fish in the steps which is highly objectionable to those who take water from the tank. The Tahsildar of Hospet reports that the water in the tank in the current year is so low that the fishing stirs up the mud so as to make the water unfit for use.

2. The Superintending Engineer, Bellary, who happened to inspect the tank recently, says that the water in the tank is extremely muddy and dirty and that fishing which is done by drag nets and by wading does foul the water when it is low. He also remarks that there is a danger that the lessees may contrive to lower the water in the tank as much as possible, which would make the water still more dirty, besides interfering with irrigation. Both the Superintending Engineer, and the Sub Collector, Hospet, are of opinion that in view of the unhealthiness of the locality the matter must be considered carefully and that from the point of view of irrigation, the water should be conserved with strict economy.

3. I have therefore come to the definite conclusion that the tank ought not to be fished with nets and that until a large well is provided for the village supply at a convenient place, the right of fishing should not be sold. I request your opinion in the matter.

2.

Copy of letter No. 253/21-1 dated 22nd April 1921, from the Assistant Director of Fisheries, Madras(Inland) to the Collector of Bellary.

Above With reference to your letter Ref.C. 3179/20 A-6, dated 23rd March 1921, I regret letter No. 465, dated 25-8-1915, is not traceable in my office. I shall be obliged if you will furnish me with a copy of the same.

2. If the contractor permits fishing to be carried on 100 yards against the terms of his agreement it is no

doubt left to the Revenue authorities to proceed against him. If during the current year the tank is so low that fishing makes the water unfit for use, the contractor will claim compensation in the event of his being prohibited from fishing. As this involves a loss of revenue to Government, it will be necessary for me to make a reference to Government before I give a reply.

3. The Government pay a compensation of Rs 500/- to the District Board on behalf of this and of owing to the District Board's neglect of providing a drinking water well Government is to forego the revenue from the fishery, Government presumably expect the District Board to bear the loss.

3.

opy of letter No. 3179 A/6 of 1920, dated 3rd May 21 from the Collector of Bellary, to the Assistant Director of Fisheries(Inland), Madras.

A copy of letter No. 465, dated 25-8-1915 from the Piscicultural Expert, Fisheries Department, Madras, is herewith sent.

2. I cannot comment to the right of fishing in the Kamalapuram tank being sold again till a large well is provided for the village supply at a convenient place.

Copy of letter No. 465 dated the 25th August 1921 from the Piscicultural Expert, Fisheries Department, Chepauk, Madras, to the Collector of Bellary.

In reply to your No. 3261, dated the 17th instant, I have the honour to state that as the tank is a large one there can be no objection to fishing as long as it is understood that they do not go within a 100 yards or so of the place where the villagers of Kamalapur take their

water.

2. If this objection was raised by all villagers near irrigation tanks where they can take their drinking water and allowed, it would be defeating Government out of considerable revenue.

3. The stocking of the tank with fish improves the water for drinking purposes as is recognized in England and other countries where all the reservoirs for supplying drinking water are stocked with fish and fishing allowed.

Detailed estimate for Constructing a Circular well in Kamalapuram Lambadi

Details of work	No:	Measurements in feet Length	Breadth	Depth	Contents	Total
Earth work in excavation						
Digging the well 15 yards in depth & making an inclined plane from the well to the top	1	$\frac{1}{2}\times 20\times 1$		$\frac{1}{2}\times 2$	580	
Total						985
Do 2nd 5 yards		$\pi\times 7^2$		5	485	
Total						485
Do 3rd 5 yards		$\pi\times 7^2$		5	485	
Total						485
Do 4th 5 yards	1	$\pi\times 7^2$		1	162	
Total						162
Constructing platform all round the well	1	$30^2\times 3.3$		15	19800	
Filling in the low portion near the road	1	12	10	8	960	
Total						20760
Deduct.						
Portion of the well	1	$6\frac{1}{2}^2$	$3.3\times$	15	2091	
Total earth work less deductions						18669
Rough Stone revetment.						
All round the well up to ground level	1	$\pi\times 7^2\times 3.3$		10	1617	
Do the platform	1	$2\pi^2\times 3.3$		15	36085	
Ends of the path	2	12	$1\frac{1}{2}$	8	288	
Total					37990	
Deduct						
well portion	1	$5^2\times 3.3$		10	825	
Do platform	1	$25^2\times 3.3$		15	30937	
Total deductions					31762	

Development Deptt

Fisheries – tank fisheries – Kamalapuram tank – Bellary district

[Cno 2563 VI] From the Director of Fisheries Reg No 1269/20-1 dt 23-8-21

To the Collr

Please see the Correspondence in the C.F. The fisheries of the Kamalapuram tank Bellary District were resumed by Govt from 1915-16 by agreeing to pay an annual Compensation of Rs 500/ to the Dist. Board Bellary. The fisheries of the tank have been regularly sold every year since then and are yielding on an average an annual rental of Rs 1,120 or Rs 620/ above the Compensation amount. As the tank is the chief source of water supply to the villagers the fishery is auctioned subject to the Condition that the fishing should not be Conducted within 100 yards of the place where the villagers take water. This year the water in the tank is reported to be so low that fishing stirs up the mud so as to make the water unfit for drinking purposes. The Collector of Bellary appears to have prohibited fishing in the tank and is of opinion that the fishery should not be sold until a large

Cir 1686 (B) 22-7-16

well is provided for the villagers. We Can hardly question the Collector's action in prohibiting fishing this year under the Circumstances As regards leasing for future years it is submitted that the tank is likely to go low frequently In the years 1912-13, 1913-14 and 1914-15 the fish tank appeared to have gone low and fishing was prohibited and Again 1 year the tank has gone low So the Construction of a permanent well would be advantageous And would enable the Govt to lease the fisheries every year

Vide portion marked in pencil on page 4 of Go No 1686 (B) 25-7-16

1/ The D of F is of opinion that Dist. Board Bellary should be asked to Construct a well for the reason

(i) that it is the duty of the Board to provide suitable drinking water wells for the village and

(ii) that they receive from Govt. an annual Compensation of Rs 500 for long fishery rentals to which the Commissioners they are not entitled So long as the Fisheries Deptt are prevented from leasing the fisheries

pcy. 2 Cf.

It does not appear that the Govt Can Compel the Dist Board to Construct

a well nor does it appear that the Govt will be justified in withholding the payment of Compensation when the tank was the Control of the Dst Board the fisheries were not sold in the years 1912-13, 1913-14 and 1914-15 for the reason that fishing in the tank would render the water unfit for drinking purposes and the Dst Board suffered the loss thereby. The Dst Board might put forward this argument and say that Govt themselves should bear the loss arising out of such a Contingency. Further, if a Dst Board fails to Construct a well for the public then it appears it is duty of Govt as the paramount guardian of the public to Construct a well For orders whether the Fisheries Deptt may be asked to Construct a well the Cost of Constructing a well is estimated to Cost Rs 1920.

Draft of G.O. 1686 22-7-16 (B)

Page 4 of 7

3 It does not appear from the Correspondence that the Dst Board has been Asked whether they would Construct a well Perhaps the Board may be Asked in the first instance for orders The remarks of L.S.G. may be invited.

Attd 4-10-26

[illegible]

15

To Dy. Coll.

From 1st April to 5th November 1921 there was a rain fall of 28·1 against an average of 21·6" during the last 30 years. For orders whether the Collector may be informed that fishing should be allowed in the tank this year.

(M) Water supply is now sufficiently generally in the tks except a few tanks in one taluk.

AHE 11/10/21

S
Cll
14·11·21

Draft. Put for orders on the reason to modify with the basis suggested

Sd
15·11·21

To D-C.

Draft Submitted.

AHE 16/11/21

S
Cll
18·11·21

Sd Sssm
20·11

Secrt. II-10 (a)—26,596—11-4-21.

16 Development DEPARTMENT.

	Date.	Initials.
When received for Fair-copying.		
When copied	21.11.21	
When examined	21/11	
When signed	21/11	
When despatched	21/11	

Fisheries — Kamalapuram tank Bellary district — prohibition of fishing — orders issued.

READ AGAIN G.O. No. ....., dated 192

" " " " ..... " 192

READ ALSO:—

C. No. 25635 From the D of F Ref No. 12691 dated 23-9-1921 21-1

" " " " ..... " 192

" " " " ..... " 192

ORDER. No. 2167, dated 21. 11. 1921.

Mde

The Govt see no reason to modify the existing arrangements. The fisheries of the Kamalapuram tank should be sold as hitherto subject to the usual Condition that fishing shall not be Conducted within 100 yards of the place where the villagers take water.

DESPATCHED 22 NOV 1921

20

The D of F (with Bellary Ref)

Coll. of Bellary (with reference to his letter 6 Asst. Dir of Fisheries (Ad and) No Ref C. No 3179/20 A 6 dj 23-3-21 and No 3179A/16 q 20 dj 3-5-21)

AM 19-11-21

CH 18.11.21

20.11.21